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8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 EMILIO ESTEVEZ,

Case No. 2:23-cv-00846-RFB-VCF

12 Plaintiff,

Stipulation and Order

13 v.

(First Request)

14 SAMANTHA POWER, Administrator of
15 the United States Agency for International
16 Development, LEILA EL GOHARY,
17 Executive Secretary, Office of the
Administrator United States Agency for
International Development, JASON M.
FRIERSON, United States Attorney for the
District of Nevada, MERRICK
18 GARLAND, United States Attorney
General, United States Department of
Justice, UNITED STATES
DEPARTMENT OF STATE, FOREIGN
19 SERVICE GRIEVANCE BOARD, Attn.
Katherine Kaetzer-Hodson, Executive
Secretary,

20 Defendant(s).

21 Plaintiff Emilio Estevez and Defendants SAMANTHA POWER, Administrator of
22 the United States Agency for International Development, LEILA EL GOHARY,
23 Executive Secretary, Office of the Administrator United States Agency for International
24 Development, JASON M. FRIERSON, United States Attorney for the District of Nevada,
25 MERRICK GARLAND, United States Attorney General, United States Department of
26 Justice, UNITED STATES DEPARTMENT OF STATE, and FOREIGN SERVICE
27 GRIEVANCE BOARD, Attn. Katherine Kaetzer-Hodson, Executive Secretary (“Federal
28 Defendants”), hereby stipulate and agree as follows:

1 Plaintiff filed his Complaint on May 30, 2023.

2 Plaintiff served the United States with a copy of the Summons and Complaint on
3 August 16, 2023.

4 The current deadline for the United States to respond to the Plaintiff's Complaint is
5 on October 16, 2023.

6 Plaintiff and the Federal Defendants, through undersigned counsel, stipulate and
7 request that the Court approve a 30-day extension of time, from October 16, 2023, to
8 November 16, 2023, for Federal Defendants to file a response to the Complaint, ECF No.
9 1. This is the first request for an extension of time.

10 The undersigned AUSA is preparing for a weeklong trial in another matter, starting
11 December 4, 2023, preceded by an appellate brief in the Ninth Circuit due in three weeks
12 from today, additional replies in other cases, depositions, and court hearings. This
13 additional time will allow Defendants the necessary time to evaluate the case and to
14 properly respond to Plaintiff's Complaint.

15 Therefore, the parties request that the Court extend the deadline for the United States
16 to answer or otherwise respond to November 16, 2023.

17 This stipulated request is filed in good faith and not for the purposes of undue delay.

18 Respectfully submitted this 11th day of October 2023.

19 MULLINS & TRENCHAK,
20 ATTORNEYS AT LAW

21 /s/ Philip J. Trenchak
22 PHILIP J. TRENCHAK, ESQ.
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/s/ Virginia T. Tomova
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25 IT IS SO ORDERED:

26 
27 **UNITED STATES MAGISTRATE JUDGE**
28 **DATED:** 10-12-2023